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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Sam Zellner	Examiner:	N/A
Serial No.:	10/663,087	Group Art Unit:	2661
Filed:	September 16, 2003	Docket No.:	60027.0365US11
Title:	Associated Systems and Methods for Providing Data Services Using Idle Cell Resources		

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CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 May 9, 2005.

By:   
Name: Alan G. Gorman

FOURTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R.  
§ 1.97(b))

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. At least some of the items were recently cited in an International Search Report mailed April 11, 2005.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

Certification Under 37 C.F.R. § 1.704(d)

In accordance with 37 C.F.R. § 1.704(d), the undersigned hereby certifies that each item listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart application, and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty (30) days prior to the filing of this Information

Disclosure Statement. Accordingly, no patent term adjustment is due for the filing of this Information Disclosure Statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided. Enclosed for the Examiner's information is a copy of the International Search Report. Applicants note references EP 0 370 826, EP 0 717 579 and 5,574,977 also listed in the search report were previously cited to or by the Examiner.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the references are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication. For the Examiner's convenience, we have also provided a copy of the claims as filed in the European Divisional Application for which the abovementioned International Search Report was issued.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD, LLC



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<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> <small>(Use several sheets if necessary)</small>			Docket Number:	Application Number:
			60027.365US11	10/663,087
		Applicant: ZELLNER		
		Filing Date: 09/16/2003	Group Art Unit: 2661	

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

European Search Report dated 04/11/05 on Application No. 04078485.2

39262

**PATENT TRADEMARK OFFICE**

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	